

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

DANIEL KEITH BATES

PETITIONER

VS.

CIVIL ACTION NO. 1:04cv808-DCB

CRIMINAL NO. 1:02cr36-DCB

UNITED STATES OF AMERICA

RESPONDENT

ORDER

This cause is before the Court sua sponte, pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings, and having reviewed the plaintiff's motion, the Court finds that a response to the motion by the government is required. Accordingly,

IT IS HEREBY ORDERED that the United States Attorney shall file an answer to the plaintiff's motion under 28 U.S.C. § 2255 to vacate, set aside or correct his sentence in criminal action no. 1:02cr36, within thirty (30) days from the date of entry of this Order.

SO ORDERED, this the 30th day of November, 2005.

S/DAVID BRAMLETTE

UNITED STATES DISTRICT JUDGE